

Court of Appeals, State of Michigan

ORDER

People of MI v Antoine Pierre Fletcher

Docket No. 316184

LC No. 12-000075 FC

Cynthia Diane Stephens
Presiding Judge

Michael J. Talbot

Christopher M. Murray
Judges

The Court orders that the delayed application for leave to appeal is GRANTED. The time for taking further steps in this appeal runs from the date of the Clerk's certification of this order. MCR 7.205(D)(3). This appeal is limited to the issues raised in the application and supporting brief. MCR 7.205(D)(4).

The Court orders that the motion to remand pursuant to MCR 7.211(C)(1) is GRANTED, and the matter is remanded to the trial court so that appellant may file, within 14 days, file a motion for resentencing. Proceedings on remand are limited to the issues raised in the motion to remand.

Appellant is to file with this Court a copy of any motion and any supporting brief filed in the trial court within 14 days of the Clerk's certification of this order. **The trial court is to hear and decide the matter within 56 days of the Clerk's certification of this order.** Appellant must also file with the Clerk of this Court copies of all orders entered on remand within 14 days after entry.

The trial court is to make findings of fact and a determination on the record and if appropriate, resentence appellant. The trial court is to cause a transcript of any hearing on remand to be prepared and filed within 21 days after completion of the proceedings.

This Court retains jurisdiction in the cause, and the time for proceeding with the appeal in this Court begins upon issuance of an order in the trial court that finally disposes of the remand proceedings.



A true copy entered and certified by Angela P. DiSessa, Acting Chief Clerk, on

JUL 05 2013

Date

Angela P. DiSessa

Acting Chief Clerk

If the appellant fails to file remand pleadings in the trial court within the 14-day period, the time for proceeding with the appeal in this Court begins 14 days from the date of certification of this order.

Murray, J., would deny the delayed application for leave to appeal and the motion to remand.